

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

APM&HS – Payment of Rs.3,57,000/- towards depositing half of the awarded by the State Commission to deposit in the National Consumer Disputes Redressal Commission, New Delhi as per the order in Revision Petition No.1120 of 2010 filed by the Superintendent, Government General Hospital, Kurnool - Sanction – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (A1) DEPARTMENT

G.O.Rt.No.922

**Dated:19-07-2010.
Read the following:-**

- 1) Order of the District Forum, Kurnool in CO No.146/2004, dated:15-02-2007.
- 2) Order of the A.P. State Consumer Disputes Redressal Commission, Hyderabad in FA No.1046/2007 against CD No.146/2004, dated:10-12-2009.
- 3) Order of the Hon'ble National Consumer Disputes Redressal, New Delhi in RP No.1120 of 2010 dated:25-05-2010.
- 4) From the Superintendent, Government General Hospital, Kurnool letter Rc.No.1069/G1/2007, dated:10-06-2010.
- 5) From the Director of Medical Education, A.P., Hyderabad, Letter Rc.No.45798/VC.C/2010, dated:15-06-2010.

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ORDER:-

It is informed that a case was filed in the District Forum by the parents of a minor patient named Moulali who was admitted in Government General Hospital, Kurnool on 06-06-2002, got operated for Appendicitis on 07-06-2002 and absconded from the Hospital on 08-06-2002. The District Forum vide orders first read has dismissed the case against the Anesthetist that the case has lost legality as it was filed after a lapse of 2 years, but has blamed the Superintendent, Government General Hospital, Kurnool alone and pronounced a compensation of Rs.2,00,000/- Rs.50,000/- towards mental agony and Rs.20,000/- towards costs for not having strict vigilance having allowed the patient to abscond. The Superintendent, Government General Hospital, Kurnool has filed an appeal F.A.No.1046/07 in the A.P. State Consumer Dispute Redressal Commission, Hyderabad countering the orders of Dist. Forum, Kurnool. The Hon'ble A.P. State Consumer Dispute Redressal Commission, Hyderabad vide orders second read above has dismissed the F.A.No.1046/07 duly issuing orders in part modifying the orders of the Dist Forum, Kurnool and directed to pay Rs.2,00,000/- towards medical expenditure, Rs.2,00,000/- towards compensation with interest @ 12 % on both these amounts from the date of operation i.e., 07-06-2002 till the date of realization and Rs.20,000/- towards costs. As per the opinion of the Govt. Pleader on the direction of the Director of Medical Education, the Superintendent, Government General Hospital, Kurnool has filed a revision petition No.1120/2010 in the National Consumer Dispute Redressal Commission, New Delhi against the orders issued in appeal No. 1046/2007, Dt: 10-12-2009 of the State Commission, Hyderabad. The National Commission, New Delhi. vide orders third read above has ordered for depositing half of the awarded amount by the State Commission within a period of 4 weeks.

(P.T.O.)

- 2.** The Director of Medical Education vide his letter fifth read above has requested to sanction an amount of Rs.3,57,000/- towards half of the awarded amount to deposit in the National Consumer Disputes Redressal Commission, New Delhi on or before 18-06-2010 to avoid legal complications in future.
- 3.** Government, after careful examination of the proposal, hereby accord sanction for an expenditure of Rs.3.57,000/- (Rupees three lakhs and fifty seven thousand only) towards payment of half of the amount awarded by the State Forum to deposit in the Nlational Consumer Disputes Redressal Commission New Delhi.
- 4.** The amount sanctioned in para 3, shall be debited to the Head of Account "2210 – Medical and Public Health – 01 – Urban Health Services – Allopathy – MH – 110 – Hospitals and Dispensaries – SH(29) Establishment of Teaching Hospitals – 500/501 Compensation (Charged)" and shall initially be met by way of an advance from Contingency Fund, orders regarding which will be issued by Finance (BG) Department separately.
- 5.** The Superintendent, Government General Hospital, Kurnool shall take immediate necessary action to draw and deposit the amount sanctioned before the National Consumer Disputes Redressal Forum, New Delhi.
- 6.** The Director of Medical Education, A.P., Hyderabad shall also take appropriate steps to ensure that such incidents do not recur in future. He is also requested to take action for obtaining Supplementary Grant at appropriate time during the current financial year 2010-11 towards recoupmment of advance sanctioned from Contingency Fund.
- 7.** This order issues with the concurrence of Finance Department vide their U.O.No.9162-A/177/A1/Expr.MH.I/10, dated:17-07-2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J. SATYANARAYANA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

The Superintendent, Government General Hospital, Kurnool.
The Director of Medical Education, A.P., Hyderabad.
The District Treasury Officer, Kurnool.
The Director of Treasuries & Accounts, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Finance (BG) / (Expr.M&H.I) Department.
The Health, Medical & Family Welfare (G2) Department.
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER